

State of California



Fair Political Practices Commission

P.O. BOX 807 • SACRAMENTO, 95804 • • • 1100 K STREET BUILDING, SACRAMENTO, 95814

Technical Assistance • • Administration • • Executive/Legal • • Enforcement
(916) 322-5662 322-5660 322-5901 322-6441

April 17, 1985

Ed Struiksma
City Councilman, Fifth District
City Administration Building
202 C Street
San Diego, CA 92101

RE: Advice Request No. 85-091


Dear Mr. Struiksma:

Chairman Stanford has asked me to respond to your letter of April 2, 1985. In your letter you asked whether corporations may make certain payments in connection with a fundraising event you are planning on the Viking Princess Cruise Ship.

The Political Reform Act does not prohibit corporations from making contributions or other types of payments in connection with election campaigns. Therefore under the state law, there is no prohibition against these payments. However, if they are contributions, they must be reported on your committee's campaign statement. Your letter did not contain sufficient facts to enable us to determine whether or not these payments are contributions. If you wish advice on this point, please let us know.

As you know, the San Diego ordinance, unlike the Political Reform Act, does prohibit corporate contributions and certain other contributions or payments. We can not advise you on how the San Diego ordinance applies in the situation you described. I suggest you contact the City Attorney in that regard.

Very truly yours,


Barbara A. Milman
General Counsel

BAM:nwm

cc: John Witt, San Diego City Attorney



APP 2 1985

THE CITY OF
SAN DIEGO

April 2, 1985

ED STRUIKSMA
COUNCILMAN
FIFTH DISTRICT

State of California
Fair Political Practices Commission
P. O. Box 807
Sacramento, CA 95804
ATTN: Dan Stanford

Dear Mr. Stanford:

My supporters have expressed a desire to conduct a fundraising event aboard the Viking Princess Cruise Ship owned by Crown Cruise Lines. The event would begin at 10:00 a.m. with the cruise ship embarking for Ensenada, with a return to San Diego at 1:00 a.m. the following day.

A cocktail reception will be held on-board sometime during the cruise. Cocktails will be no-host and will be the responsibility of those attending the reception.

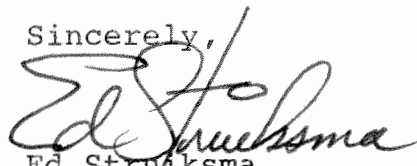
The campaign intends to ask for a contribution of \$150 per person, payable to the Committee to Re-Elect Ed Struiksma. Proceeds of the contribution will be used to pay for mailing costs and printing of the invitations. There will be no proceeds from the \$150 contribution paid to Crown Cruise Lines.

Corporations, businesses, or individuals will pay separately, and directly to the Crown Cruise Lines for the cruise passage and/or staterooms on board.

The question which requires a legal opinion is whether corporations may pay for passage and staterooms directly to the cruise line, while individuals who are attending the fundraising reception on board are contributing separately to the Committee to Re-Elect Ed Struiksma.

I would appreciate a response to this question at your earliest possible convenience. The campaign will not proceed until clearance has been received.

Sincerely,


Ed Struiksma